

James G. Dilmore, Patent Agent  
Direct Phone: 412.288.3813  
Email: jdilmore@reedsmith.com

Reed Smith LLP  
435 Sixth Avenue  
Pittsburgh, PA 15219-1886  
412.288.3131  
Fax 412.288.3063

August 31, 2006

VIA EXPRESS MAIL LABEL NO. EV336823885US

**MAIL STOP PCT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Applicants: WEST et al.  
Title: PHOSPHATE DERIVATIVES  
Serial No.: 10/551,200  
Filed: September 27, 2005  
Art Unit: (Not yet assigned)  
Examiner: (Not yet assigned)  
Docket No.: 05-219-US

Dear Sir:

Enclosed are the following for filing in connection with the above-referenced application:

1. A Response to Notification of Missing Requirements under 35 U.S.C. §371 in the US/DO/EO;
2. An executed Combined Declaration and Power of Attorney;
3. A copy of the Notification;
4. An Information Disclosure Statement; and
5. A completed Form 1449, with copies of cited references.

CERTIFICATE OF EXPRESS MAILING

"Express Mail" Mailing Label No. EV336823885US. Date of Deposit: August 31, 2006. I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Michelle Pichora



(Signature of person mailing paper or fee)

NEW YORK • LONDON • LOS ANGELES • PARIS • SAN FRANCISCO • WASHINGTON, D.C. • PHILADELPHIA • PITTSBURGH • OAKLAND  
MUNICH • PRINCETON • NORTHERN VIRGINIA • WILMINGTON • NEWARK • MIDLANDS, U.K. • CENTURY CITY • RICHMOND  
reedsmith.com

Commissioner for Patents  
August 31, 2006  
Page 2

ReedSmith

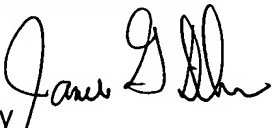
Please address future correspondence to:

**CUSTOMER NUMBER 718**  
**ATTN: James G. Dilmore, Ph.D., Patent Agent**  
**Phone: 412.288.3813; Fax: 412.288.3063**

The Director is authorized to charge the surcharge of \$65.00 and any additional payment due in connection with this submission, or to credit any overpayment to Deposit Account No. 18-0582.

Very truly yours,

REED SMITH LLP

By 

James G. Dilmore  
Reg. No. 51,618

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

In re Application of:

**WEST, et al.**

Serial No.: 10/551,200

Filed: September 27, 2005

Art Unit: (not yet assigned)

Examiner: (not yet assigned)

Atty. Docket No.: 05-219-US

**PHOSPHATE DERIVATIVES**

**VIA EXPRESS MAIL LABEL NO. EV336823885US**

**MAIL STOP PCT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. §371 IN THE US/DO/EO**

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C.  
in the US/DO/EO with a mailing date of August 9, 2006, Applicants hereby submit the  
following:

1. ☒ An original executed Combined Declaration And Power Of Attorney document.
2. ☒ Small entity status is hereby claimed.
3. ☒ The filing fee has been paid.
4. The surcharge for late payment of the filing fee and/or the late filing of an original Declaration is:  

☒ \$65.00 (small entity)

☐ \$130.00 (large entity)

09/06/2006 MKAYPAGH 00000091 180582 10551200

01 FC:2617 65.00 DA

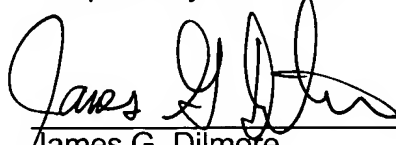
5. Fee Payment Being Made:

- ☒ Enclosed
- ☐ Filing fee
- ☒ Surcharge \$65.00
- ☐ Extension fee  
(Petition enclosed)

Total fees due \$ 65.00

6. ☐ A check in the amount of \$ .00 to cover the surcharge is enclosed.
7. ☒ The Director is authorized to charge the \$65.00 surcharge to Deposit Account No. 18-0582.
8. ☐ Authorization has been provided to charge the surcharge fee to a credit card.
9. ☒ The Director is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 18-0582. A duplicate copy of this paper is attached.

Respectfully submitted,

  
James G. Dilmore  
Reg. No. 51,618

Dated: August 31, 2006

REED SMITH LLP  
P.O. Box 488  
Pittsburgh, PA 15230-0488  
(412) 288-3813

Agent for Applicants



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/551,200	micheal simon West	05-219-US

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/AU04/00491

I.A. FILING DATE	PRIORITY DATE
------------------	---------------

04/14/2004

04/15/2003

718  
 REED SMITH LLP  
 P.O. BOX 488  
 PITTSBURGH, PA 15230-0488

CONFIRMATION NO. 4062

371 FORMALITIES LETTER



\*OC000000019946316\*

Date Mailed: 08/09/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/27/2005
- Copy of the International Search Report filed on 09/27/2005
- Preliminary Amendments filed on 09/27/2005
- Small Entity Statement filed on 09/27/2005
- U.S. Basic National Fees filed on 09/27/2005
- Priority Documents filed on 09/27/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/551,200	PCT/AU04/00491	05-219-US